



Senate Bill No. 2101

December Special Session, Public Act No. 09-1

AN ACT CONCERNING A DEFICIT MITIGATION PLAN FOR THE FISCAL YEAR ENDING JUNE 30, 2010.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. (*Effective from passage*) The amounts appropriated to the following agencies in section 1 of public act 09-3 of the June special session, as amended by section 1 of public act 09-7 of the September special session, are reduced by the following amounts for the fiscal year ending June 30, 2010:

GENERAL FUND

	\$
LEGISLATIVE MANAGEMENT	
Equipment	360
AUDITORS OF PUBLIC ACCOUNTS	
Personal Services	600,855
Equipment	2,500
ASIAN PACIFIC AMERICAN AFFAIRS COMMISSION	
Equipment	950
GOVERNOR'S OFFICE	
Equipment	90
SECRETARY OF THE STATE	
Equipment	95
LIEUTENANT GOVERNOR'S OFFICE	

Equipment	95
ELECTIONS ENFORCEMENT COMMISSION	
Equipment	1,249
Citizens' Election Fund Administration Account	150,000
OFFICE OF STATE ETHICS	
Personal Services	8,000
Equipment	825
Information Technology Initiatives	2,500
FREEDOM OF INFORMATION COMMISSION	
Equipment	2,240
CONTRACTING STANDARDS BOARD	
Equipment	95
STATE TREASURER	
Equipment	95
STATE COMPTROLLER	
Equipment	95
OFFICE OF POLICY AND MANAGEMENT	
Equipment	95
Leadership, Education, Athletics in Partnership	30,128
DEPARTMENT OF VETERANS' AFFAIRS	
Equipment	95
BOARD OF ACCOUNTANCY	
Equipment	6,278
DEPARTMENT OF ADMINISTRATIVE SERVICES	
Equipment	285
DEPARTMENT OF INFORMATION TECHNOLOGY	
Equipment	95

DEPARTMENT OF PUBLIC WORKS	
Equipment	95
ATTORNEY GENERAL	
Equipment	95
DEPARTMENT OF PUBLIC SAFETY	
Equipment	95
POLICE OFFICER STANDARDS AND TRAINING COUNCIL	
Equipment	95
BOARD OF FIREARMS PERMIT EXAMINERS	
Personal Services	38,710
Equipment	95
MILITARY DEPARTMENT	
Personal Services	32,000
Other Expenses	44,500
Equipment	95
COMMISSION ON FIRE PREVENTION AND CONTROL	
Equipment	95
Firefighter Training I	124,737
Fire Training School - Willimantic	8,090
Fire Training School - Torrington	4,068
Fire Training School - New Haven	2,418
Fire Training School - Derby	1,857
Fire Training School - Wolcott	5,008
Fire Training School - Fairfield	3,520
Fire Training School - Hartford	8,467
Fire Training School - Middletown	2,953
Payments to Volunteer Fire Companies	9,750
Fire Training School - Stamford	2,772
DEPARTMENT OF CONSUMER PROTECTION	
Equipment	95

LABOR DEPARTMENT		
Equipment		95
Individuals Development Accounts		50,000
OFFICE OF PROTECTION AND ADVOCACY FOR PERSONS WITH DISABILITIES		
Equipment		95
DEPARTMENT OF EMERGENCY MANAGEMENT AND HOMELAND SECURITY		
Equipment		95
OFFICE OF THE CHILD ADVOCATE		
Equipment		95
DEPARTMENT OF AGRICULTURE		
Equipment		95
DEPARTMENT OF ENVIRONMENTAL PROTECTION		
Equipment		95
Environmental Conservation Fund		365,000
Underground Storage Tank Account		500,000
COUNCIL ON ENVIRONMENTAL QUALITY		
Equipment		95
COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES		
Equipment		95
COMMISSION ON CULTURE AND TOURISM		
Equipment		95
Connecticut Association for the Performing Arts/ Shubert Theater		19,900
Hartford Urban Arts Grant		19,900
New Britain Arts Alliance		3,980
Film Industry Training Program		154,167
Ivoryton Playhouse		2,328

Discovery Museum	19,900
National Theatre for the Deaf	7,960
Culture, Tourism, and Arts Grant	98,000
CT Trust for Historic Preservation	11,056
Connecticut Science Center	33,135
Greater Hartford Arts Council	4,975
Stamford Center for the Arts	19,900
Stepping Stone Child Museum	2,328
Maritime Center Authority	27,930
Basic Cultural Resources Grant	73,500
Connecticut Humanities Council	110,556
Amistad Committee for the Freedom Trail	2,328
Amistad Vessel	19,900
New Haven Festival of Arts and Ideas	41,895
New Haven Arts Council	4,975
Palace Theater	19,900
Beardsley Zoo	18,620
Mystic Aquarium	32,585
Twain/Stowe Homes	5,027

DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT

Equipment	95
Main Street Initiatives	9,000
CCAT - CT Manufacturing Supply Chain	19,000

AGRICULTURAL EXPERIMENT STATION

Equipment	95
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DEPARTMENT OF PUBLIC HEALTH

Equipment	190
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DEPARTMENT OF DEVELOPMENTAL
SERVICES

Equipment	95
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DEPARTMENT OF MENTAL HEALTH AND
ADDICTION SERVICES

Equipment	95
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DEPARTMENT OF SOCIAL SERVICES

Equipment	95
Housing/Homeless Services	264,000

DEPARTMENT OF EDUCATION

Equipment	95
Connecticut Writing Project	50,000
Readers as Leaders	60,000
Interdistrict Cooperation	1,000,000

BOARD OF EDUCATION AND SERVICES FOR
THE BLIND

Equipment	95
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COMMISSION ON THE DEAF AND HEARING
IMPAIRED

Equipment	95
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STATE LIBRARY

Equipment	95
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DEPARTMENT OF HIGHER EDUCATION

Equipment	48
Americorps	87,500
Washington Center	1,187
Education and Health Initiatives	150,000

TEACHERS' RETIREMENT BOARD

Equipment	95
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DEPARTMENT OF CORRECTION

Equipment	95
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DEPARTMENT OF CHILDREN AND FAMILIES

Equipment	95
Local Systems of Care	120,000

DEBT SERVICE - STATE TREASURER

Debt Service	1,000,000
CHEFA Day Care Security	3,500,000

STATE COMPTROLLER - MISCELLANEOUS
OTHER THAN PAYMENTS TO LOCAL
GOVERNMENTS

Interstate Environmental Commission 48,782

JUDICIAL REVIEW COUNCIL

Equipment 95

Sec. 2. (*Effective from passage*) (a) The amounts appropriated to the following accounts in the Department of Social Services in section 1 of public act 09-3 of the June special session are reduced by the following amounts for the fiscal year ending June 30, 2010:

GENERAL FUND

\$

DEPARTMENT OF SOCIAL SERVICES

Disproportionate Share - Medical Emergency Assistance 25,862,500

DSH - Urban Hospitals in Distressed Municipalities 15,775,000
Connecticut Children's Medical Center 5,510,000

(b) The amount appropriated in section 1 of public act 09-3 of the June special session to the Department of Social Services, Medicaid, is increased by \$47,147,500. The Department of Social Services shall proportionately increase each hospital's Medicaid rate for the fiscal year ending June 30, 2010, to offset the loss of funds resulting from the reductions in appropriations under subsection (a) of this section.

Sec. 3. (*Effective from passage*) Notwithstanding section 9-701 of the general statutes, the sum of \$5,000,000 shall be transferred from the Citizens' Election Fund and credited to the resources of the General Fund for the fiscal year ending June 30, 2010.

Sec. 4. (*Effective from passage*) (a) The sum of \$2,315,365 shall be transferred from the Conservation Fund to the maintenance, repair and improvement account, established under section 16 of this act, for the fiscal year ending June 30, 2010.

(b) Notwithstanding any provision of the general statutes, after

completion of any transfers of funds required under public act 09-3 of the June special session and subsection (a) of this section, any balance remaining in any account within the Conservation Fund, the Environmental Quality Fund or the Clean Air Act account shall be transferred from said funds and account and credited to the resources of the General Fund for the fiscal year ending June 30, 2010.

Sec. 5. (*Effective from passage*) Notwithstanding the provisions of section 16-331cc of the general statutes, on or after May 1, 2010, the sum of \$2,300,000 shall be transferred from the public, educational and governmental programming and education technology investment account and credited to the resources of the General Fund for the fiscal year ending June 30, 2010.

Sec. 6. (*Effective from passage*) Notwithstanding the provisions of subparagraph (A) of subdivision (2) of subsection (c) of section 4-28e of the general statutes, on or after May 1, 2010, the sum of \$5,000,000 shall be transferred from the Tobacco and Health Trust Fund and credited to the resources of the General Fund for the fiscal year ending June 30, 2010.

Sec. 7. (*Effective from passage*) Notwithstanding the provisions of section 14-164m of the general statutes, the sum of \$1,000,000 shall be transferred from the Emissions Enterprise Fund and credited to the resources of the General Fund for the fiscal year ending June 30, 2010.

Sec. 8. (*Effective from passage*) The state, through the Commissioner of Administrative Services, may purchase equipment, supplies, materials and services from a person who has a contract to sell such property to other state governments, political subdivisions of this state, nonprofit organizations or public purchasing consortia, in accordance with the terms and conditions of said contract.

Sec. 9. Section 20 of public act 09-7 of the September special session is repealed and the following is substituted in lieu thereof (*Effective from passage*):

[(a)] (1) Up to \$264,000 of the funds appropriated to the Department of Social Services in [sections 1 and] section 11 of public act 09-3 of the June special session, for Housing/Homeless Services, shall be made available to provide rental assistance and services for Round 3

development projects for the Next Steps Initiative, established pursuant to section 17a-485c of the general statutes, during the fiscal [years] year ending [June 30, 2010, and] June 30, 2011.

[(2) Up to \$510,000 of the funds appropriated to the Department of Mental Health and Addiction Services in section 1 of public act 09-3 of the June special session, for Housing Supports and Services, shall be made available to provide rental assistance and services for Round 3 development projects for the Next Steps Initiative, established pursuant to section 17a-485c of the general statutes, during the fiscal year ending June 30, 2010.]

[(3)] (2) Up to \$1,000,000 of the funds appropriated to the Department of Mental Health and Addiction Services in section 11 of public act 09-3 of the June special session, for Housing Supports and Services, shall be made available to provide rental assistance and services for Round 3 development projects for the Next Steps Initiative, established pursuant to section 17a-485c of the general statutes, during the fiscal year ending June 30, 2011.

[(4) Any funds made available in subdivisions (1), (2) and (3) of this subsection that are not used to provide rental assistance and services for Round 3 development projects for the Next Steps Initiative, established pursuant to section 17a-485c of the general statutes, shall be used for other rental assistance and services for new scattered site supportive housing.]

[(b)] (3) Up to \$1,000,000 of the funds appropriated to Debt Service - State Treasurer in [sections 1 and] section 11 of public act 09-3 of the June special session, for Debt Service, shall be made available to provide debt service, in accordance with section 17a-485e of the general statutes, for Round 3 development projects for the Next Steps Initiative, established pursuant to section 17a-485c of the general statutes, for the fiscal [years] year ending [June 30, 2010, and] June 30, 2011.

Sec. 10. Subsection (a) of section 17b-295 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The commissioner shall impose cost-sharing requirements,

including the payment of a premium or copayment, in connection with services provided under the HUSKY Plan, Part B, to the extent permitted by federal law, and in accordance with the following limitations:

(1) The commissioner may increase the maximum annual aggregate cost-sharing requirements, provided such cost-sharing requirements shall not exceed five per cent of the family's gross annual income. The commissioner may impose a premium requirement on families whose income exceeds two hundred thirty-five per cent of the federal poverty level as a component of the family's cost-sharing responsibility, provided: (A) The family's annual combined premiums and copayments do not exceed the maximum annual aggregate cost-sharing requirement, and (B) premium requirements shall not exceed the sum of [thirty] forty dollars per month [per] for families with one child, with a maximum premium of [fifty dollars] sixty-two dollars and fifty cents per month per family. The commissioner shall not impose a premium requirement on families whose income exceeds one hundred eighty-five per cent of the federal poverty level but does not exceed two hundred thirty-five per cent of the federal poverty level; and

(2) The commissioner shall require each managed care plan to monitor copayments and premiums under the provisions of subdivision (1) of this subsection.

Sec. 11. (*Effective from passage*) The amount appropriated in section 5 of public act 08-1 of the August special session to the Office of Policy and Management, and carried forward by section 3 of public act 09-2 of the June 19 special session, for the purpose permitted in section 82 of public act 09-5 of the June special session, shall be reduced by \$2,000,000.

Sec. 12. Subsection (a) of section 29-32b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be established a Board of Firearms Permit Examiners, within the Department of [Public Safety for administrative purposes only] Administrative Services, hereinafter referred to as the board, to be comprised of seven members appointed by the Governor to serve

during his term and until their successors are appointed and qualify. With the exception of public members, the members shall be appointed from nominees of the Commissioner of Public Safety, the Connecticut State Association of Chiefs of Police, the Commissioner of Environmental Protection, The Connecticut State Rifle and Revolver Association, Inc., and Ye Connecticut Gun Guild, Inc., and each of said organizations shall be entitled to representation on the board. At least one member of the board shall be a lawyer licensed to practice in this state, who shall act as chairman of the board during the hearing of appeals brought under this section.

Sec. 13. (*Effective from passage*) The sum of \$8,971 appropriated to the Board of Firearms Permit Examiners in section 1 of public act 09-3 of the June special session, as amended by section 1 of public act 09-7 of the September special session, for Other Expenses, shall be transferred to the Department of Administrative Services, for Other Expenses, to be available for expenditure during the fiscal year ending June 30, 2010, for administration of the Board of Firearms Permit Examiners.

Sec. 14. (*Effective from passage*) (a) The sum of \$60,800 appropriated to the Department of Economic and Community Development in subsection (a) of section 21 of public act 07-1, and carried forward in subsection (b) of said section and section 506 of public act 09-3 of the June special session, for Home CT, for the purpose of the housing incentive zone program, established under the provisions of section 8-13m to 8-13x, inclusive, of the general statutes, shall not be expended.

(b) The sum of \$319,200 held by the Office of Policy and Management in an account for purposes of administering and funding the housing incentive zone program, established under the provisions of section 8-13m to 8-13x, inclusive, of the general statutes, shall not be expended.

Sec. 15. (*Effective from passage*) Notwithstanding the provisions of section 4-66aa of the general statutes, the sum of \$119,725 shall be transferred from the portion of funds received from the community investment account by each of the following agencies, after all distributions required by said section are made, and credited to the resources of the General Fund for the fiscal year ending June 30, 2010:

(1) The Department of Agriculture; (2) the Department of Environmental Protection; (3) the Connecticut Commission on Culture and Tourism; and (4) the Connecticut Housing Finance Authority.

Sec. 16. (NEW) (*Effective from passage*) (a) There is established a separate, nonlapsing account within the General Fund, known as the maintenance, repair and improvement account. All moneys collected from any rent paid by any person occupying or otherwise using any property, including property at the Harkness Memorial State Park in Waterford, owned by the Department of Environmental Protection, including houses or other buildings, shall be deposited into the account unless the Commissioner of Environmental Protection enters into a written agreement, signs an instrument or issues a license which specifically states otherwise. Said account may also receive moneys from private or public sources, including the federal government or a municipal government.

(b) Notwithstanding any provision of the general statutes, any moneys received by the Department of Environmental Protection pursuant to subsection (a) of this section shall be deposited in the General Fund and credited to the maintenance, repair and improvement account. The account shall be available to the Commissioner of Environmental Protection for maintaining, making improvements to, erecting structures on or repairing any property, including property at the Harkness Memorial State Park in Waterford, owned by the Department of Environmental Protection, including houses and other buildings. Nothing in this section shall prevent the commissioner from obtaining or using funds from sources other than the account for the purposes described in this subsection.

Sec. 17. Section 10-183r of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The system shall be funded as follows:

(1) All expenses of the administration of the system, exclusive of payment of benefits and the cost of professional services associated with the administration of the health benefit plans offered under subsection (a) of section 10-183t, shall be paid for out of amounts appropriated by the General Assembly on certifications and

recommendations submitted by the board.

(2) The cost of all benefits payable from the system shall be paid out of the retirement fund which shall consist of contributions paid by members, appropriations by the General Assembly based upon certifications and recommendations submitted by the board, the proceeds of bonds held by the system under section 10-183m, the proceeds of bonds issued pursuant to section 10-183qq and earnings of the system.

(3) The cost of professional services associated with the administration of the health benefit plans offered under subsection (a) of section 10-183t shall be paid out of the health insurance premium account established under subsection (d) of said section. The Teachers' Retirement Board shall submit any personal service contract, or any renewal of a personal service contract, for the provision of such professional services to the Office of Policy and Management.

Sec. 18. Subsection (d) of section 10-183t of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) The Treasurer shall establish a separate retired teachers' health insurance premium account within the Teachers' Retirement Fund. Commencing July 1, 1989, and annually thereafter all health contributions withheld under this chapter in excess of five hundred thousand dollars shall, upon deposit in the Teachers' Retirement Fund, be credited to such account. Interest derived from the investment of funds in the account shall be credited to the account. Funds in the account shall be used for payments to boards of education pursuant to subsection (c) of this section and for payment of premiums on behalf of members or surviving spouses of members participating in one or more health insurance plans pursuant to subsection (a) of this section in an amount equal to the difference between the amount paid pursuant to said subsection (a) and the amount paid pursuant to subsection (c) of this section and the cost of professional services associated with the administration of the health benefit plans offered under subsection (a) of this section. If, during any fiscal year, there are insufficient funds in the account for the purposes of all such payments, the General Assembly shall appropriate sufficient funds to the account

for such purpose.

Sec. 19. (*Effective from passage*) Sections 19 to 23, inclusive, of public act 09-2 of the September special session shall take effect January 1, 2010.

Vetoed December 28, 2009